

**EXHIBIT L - RITE AID OF MARYLAND, INC.'S  
AFFIDAVITS OF SERVICE AND WAIVERS OF SERVICE**

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

County of Butte, California

Plaintiff(s)

v.

AmerisoruceBergen Drug Corporation, et al.

Defendant(s)

Civil Action No. 1:18-op-45627-DAP

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Rite-Aid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are: J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/23

/s/Robert Pitts

Signature of Clerk or Deputy Clerk



AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:18-OP-45627-DAP

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. on *(date)* Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023



*Server's signature*

Gerard B. Carr, Process Server

*Printed name and title*

P.O. Box 15514, Philadelphia, Pennsylvania 19131

*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of Butte, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45627
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

<u>/s/J. Burton LeBlanc, IV</u>
Signature of the attorney or unrepresented party
<u>J. Burton LeBlanc, IV</u>
Printed name
<u>Baron &amp; Budd, P.C.</u>
<u>3102 Oak Lawn Avenue, Suite 1100</u>
<u>Dallas, TX 75219</u>
Address
<u>bleblanc@baronbudd.com</u>
E-mail address
<u>(214) 521-3605</u>
Telephone number

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

County of Butte, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45627
	)	
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.  
Printed name of party waiving service of summons

Signature of the attorney or unrepresented party

John P. Lavelle, Jr.

Printed name

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

Address

john.lavelle@morganlewis.com

E-mail address

(215) 963-4824

Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

Calaveras County, California

Plaintiff(s)

v.

AmerisourceBergen Drug Corporation, et al.

Defendant(s)

Civil Action No. 1:18-op-45645-DAP

## SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/23

/s/Robert Pitts

Signature of Clerk or Deputy Clerk



AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:18-OP-45645-DAP

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

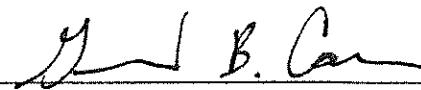
This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. on *(date)* Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023



*Server's signature*

Gerard B. Carr, Process Server

*Printed name and title*

P.O. Box 15514, Philadelphia, Pennsylvania 19131

*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

Calaveras County, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45645
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

<u>/s/J. Burton LeBlanc, IV</u>
Signature of the attorney or unrepresented party
<u>J. Burton LeBlanc, IV</u>
Printed name
<u>Baron &amp; Budd, P.C.</u>
<u>3102 Oak Lawn Avenue, Suite 1100</u>
<u>Dallas, TX 75219</u>
Address
<u>bleblanc@baronbudd.com</u>
E-mail address
<u>(214) 521-3605</u>
Telephone number



# UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

Calaveras County, California

*Plaintiff*

v.

AmerisourceBergen Drug Corporation, et al.

*Defendant*

MDL 1:17-md-02804-DAP

Civil Action No. 1:18-op-45645

## WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
*(Name of the plaintiff's attorney or unrepresented plaintiff)*

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

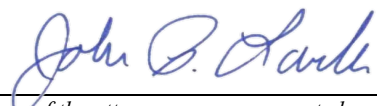
I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.

*Printed name of party waiving service of summons*

  
*Signature of the attorney or unrepresented party*

John P. Lavelle, Jr.

*Printed name*

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

*Address*

john.lavelle@morganlewis.com

*E-mail address*

(215) 963-4824

*Telephone number*

### Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

City of Chico, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:20-op-45189
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

<u>/s/J. Burton LeBlanc, IV</u>
Signature of the attorney or unrepresented party
<u>J. Burton LeBlanc, IV</u>
Printed name
<u>Baron &amp; Budd, P.C.</u>
<u>3102 Oak Lawn Avenue, Suite 1100</u>
<u>Dallas, TX 75219</u>
Address
<u>bleblanc@baronbudd.com</u>
E-mail address
<u>(214) 521-3605</u>
Telephone number

# UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

City of Chico, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:20-op-45189
	)	
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

## WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

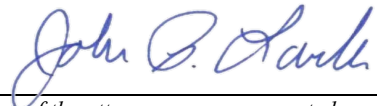
I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.  
Printed name of party waiving service of summons

  
Signature of the attorney or unrepresented party

John P. Lavelle, Jr.

Printed name

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

Address

john.lavelle@morganlewis.com

E-mail address

(215) 963-4824

Telephone number

### Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

City of Chula Vista, California

*Plaintiff(s)*

v.

AmerisourceBergen Drug Corporation, et al.

*Defendant(s)*

Civil Action No. 1:19-op-45750

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/23

/s/Robert Pitts

*Signature of Clerk or Deputy Clerk*



AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:19-op-45750

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

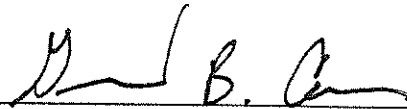
This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. on *(date)* Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023



*Server's signature*

Gerard B. Carr, Process Server

*Printed name and title*

P.O. Box 15514, Philadelphia, Pennsylvania 19131

*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 1200 Intrepid Ave, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

City of Chula Vista, California	)	
Plaintiff	)	
v.	)	
AmerisourceBergen Drug Corporation, et al.	)	MDL 1:17-md-02804-DAP
Defendant	)	Civil Action No. 1:19-op-45750

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

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**What happens next?**

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Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

<u>/s/J. Burton LeBlanc, IV</u>
Signature of the attorney or unrepresented party
<u>J. Burton LeBlanc, IV</u>
Printed name
<u>Baron &amp; Budd, P.C.</u>
<u>3102 Oak Lawn Avenue, Suite 1100</u>
<u>Dallas, TX 75219</u>
Address
<u>bleblanc@baronbudd.com</u>
E-mail address
<u>(214) 521-3605</u>
Telephone number

# UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

City of Chula Vista, California )

*Plaintiff* )

v. )

AmerisourceBergen Drug Corporation, et al. )

*Defendant*

MDL 1:17-md-02804-DAP

Civil Action No. 1:19-op-45750

## WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

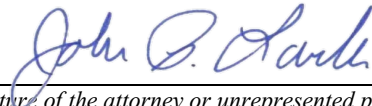
I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.

*Printed name of party waiving service of summons*

  
*Signature of the attorney or unrepresented party*

John P. Lavelle, Jr.

*Printed name*

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

*Address*

john.lavelle@morganlewis.com

*E-mail address*

(215) 963-4824

*Telephone number*

### Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

City of Clearlake, California

*Plaintiff(s)*

v.

AmerisourceBergen Drug Corporation, et al.

*Defendant(s)*

Civil Action No. 1:20-op-45251

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/23

/s/Robert Pitts

*Signature of Clerk or Deputy Clerk*





AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:20-op-45251

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for (name of individual and title, if any) Rite Aid of Maryland, Inc. was received by me on (date) Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at (place) \_\_\_\_\_ on (date) \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with (name) \_\_\_\_\_, a person of suitable age and discretion who resides there, on (date) \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on (name of individual) Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of (name of organization) Rite Aid of Maryland, Inc. on (date) Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023



Server's signature

Gerard B. Carr, Process Server

Printed name and title

P.O. Box 15514, Philadelphia, Pennsylvania 19131

Server's address

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

City of Clearlake, California	)	
Plaintiff	)	
v.	)	MDL 1:17-md-02804-DAP
AmerisourceBergen Drug Corporation, et al.	)	Civil Action No. 1:20-op-45251
Defendant	)	

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

<u>/s/J. Burton LeBlanc, IV</u>
Signature of the attorney or unrepresented party
<u>J. Burton LeBlanc, IV</u>
Printed name
<u>Baron &amp; Budd, P.C.</u>
<u>3102 Oak Lawn Avenue, Suite 1100</u>
<u>Dallas, TX 75219</u>
Address
<u>bleblanc@baronbudd.com</u>
E-mail address
<u>(214) 521-3605</u>
Telephone number

# UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

City of Clearlake, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:20-op-45251
	)	
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

## WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.


I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.  
Printed name of party waiving service of summons

  
Signature of the attorney or unrepresented party

John P. Lavelle, Jr.

Printed name

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

Address

john.lavelle@morganlewis.com

E-mail address

(215) 963-4824

Telephone number

### Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of Del Norte, California

Plaintiff(s)

v.

AmerisourceBergen Drug Corporation, et al.

Defendant(s)

Civil Action No. 1:18-op-45655-DAP

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/23

/s/Robert Pitts

Signature of Clerk or Deputy Clerk



UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of Del Norte, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45655
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

<u>/s/J. Burton LeBlanc, IV</u>
<i>Signature of the attorney or unrepresented party</i>
<u>J. Burton LeBlanc, IV</u>
<i>Printed name</i>
<u>Baron &amp; Budd, P.C.</u>
<u>3102 Oak Lawn Avenue, Suite 1100</u>
<u>Dallas, TX 75219</u>
<i>Address</i>
<u>bleblanc@baronbudd.com</u>
<i>E-mail address</i>
<u>(214) 521-3605</u>
<i>Telephone number</i>

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

County of Del Norte, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45655
	)	
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.  
Printed name of party waiving service of summons

Signature of the attorney or unrepresented party

John P. Lavelle, Jr.

Printed name

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

Address

john.lavelle@morganlewis.com

E-mail address

(215) 963-4824

Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:18-OP-45655-DAP

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

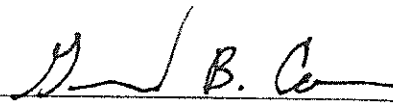
This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. on *(date)* Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023

  
\_\_\_\_\_  
*Server's signature*

Gerard B. Carr, Process Server

\_\_\_\_\_  
*Printed name and title*

P.O. Box 15514, Philadelphia, Pennsylvania 19131

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

County of El Dorado, California

*Plaintiff(s)*

v.

AmerisourceBergen Drug Corporation, et al.

*Defendant(s)*

Civil Action No. 1:18-op-45629-DAP

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/2023



*s/ Corey E. McCardle*  
Signature of Clerk or Deputy Clerk



AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:18-OP-45629-DAP

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

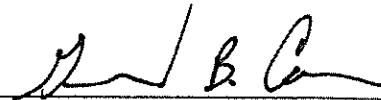
This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. on *(date)* Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023



*Server's signature*

Gerard B. Carr, Process Server

*Printed name and title*

P.O. Box 15514 , Philadelphia, Pennsylvania 19131

*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of El Dorado	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45629
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

<u>/s/J. Burton LeBlanc, IV</u>
<i>Signature of the attorney or unrepresented party</i>
<u>J. Burton LeBlanc, IV</u>
<i>Printed name</i>
<u>Baron &amp; Budd, P.C.</u>
<u>3102 Oak Lawn Avenue, Suite 1100</u>
<u>Dallas, TX 75219</u>
<i>Address</i>
<u>bleblanc@baronbudd.com</u>
<i>E-mail address</i>
<u>(214) 521-3605</u>
<i>Telephone number</i>

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

County of El Dorado	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45629
	)	
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

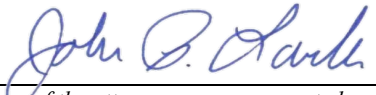
I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.  
Printed name of party waiving service of summons

  
Signature of the attorney or unrepresented party

John P. Lavelle, Jr.

Printed name

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

Address

john.lavelle@morganlewis.com

E-mail address

(215) 963-4824

Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

County of Fresno, California

*Plaintiff(s)*

v.

AmerisourceBergen Drug Corporation, et al.

*Defendant(s)*

Civil Action No. 1:18-op-45644-DAP

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/2023



*s/ Corey E. McCordle*  
Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:18-OP-45644-DAP

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

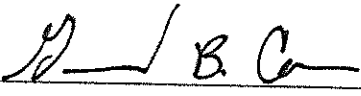
This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. on *(date)* Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023

  
\_\_\_\_\_  
*Server's signature*

Gerard B. Carr, Process Server

\_\_\_\_\_  
*Printed name and title*

P.O. Box 15514, Philadelphia, Pennsylvania 19131

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of Fresno, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45644
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

<u>/s/J. Burton LeBlanc, IV</u>
<i>Signature of the attorney or unrepresented party</i>
<u>J. Burton LeBlanc, IV</u>
<i>Printed name</i>
<u>Baron &amp; Budd, P.C.</u>
<u>3102 Oak Lawn Avenue, Suite 1100</u>
<u>Dallas, TX 75219</u>
<i>Address</i>
<u>bleblanc@baronbudd.com</u>
<i>E-mail address</i>
<u>(214) 521-3605</u>
<i>Telephone number</i>

# UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

County of Fresno, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45644
	)	
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

## WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

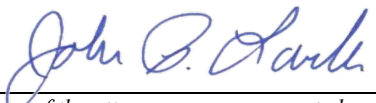
I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.  
Printed name of party waiving service of summons

  
Signature of the attorney or unrepresented party

John P. Lavelle, Jr.

Printed name

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

Address

john.lavelle@morganlewis.com

E-mail address

(215) 963-4824

Telephone number

### Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

County of Imperial, California

*Plaintiff(s)*

v.

AmerisourceBergen Drug Corporation, et al.

*Defendant(s)*

Civil Action No. 1:18-op-45631-DAP

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/2023



*s/ Corey E. McCordle*  
Signature of Clerk or Deputy Clerk



AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:18-OP-45631-DAP

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for (name of individual and title, if any) Rite Aid of Maryland, Inc. was received by me on (date) Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at (place) \_\_\_\_\_ on (date) \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with (name) \_\_\_\_\_, a person of suitable age and discretion who resides there, on (date) \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on (name of individual) Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of (name of organization) Rite Aid of Maryland, Inc. on (date) Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023



Server's signature

Gerard B. Carr, Process Server

Printed name and title

P.O. Box 15514, Philadelphia, Pennsylvania 19131

Server's address

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor. Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of Imperial, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45631
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

<u>/s/J. Burton LeBlanc, IV</u>
Signature of the attorney or unrepresented party
<u>J. Burton LeBlanc, IV</u>
Printed name
<u>Baron &amp; Budd, P.C.</u>
<u>3102 Oak Lawn Avenue, Suite 1100</u>
<u>Dallas, TX 75219</u>
Address
<u>bleblanc@baronbudd.com</u>
E-mail address
<u>(214) 521-3605</u>
Telephone number

# UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

County of Imperial, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45631
	)	
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

## WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

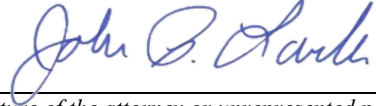
I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.  
Printed name of party waiving service of summons

  
Signature of the attorney or unrepresented party

John P. Lavelle, Jr.

Printed name

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

Address

john.lavelle@morganlewis.com

E-mail address

(215) 963-4824

Telephone number

### Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

County of Inyo, California

*Plaintiff(s)*

v.

AmerisourceBergen Drug Corporation, et al.

*Defendant(s)*

Civil Action No. 1:18-op-45646-DAP

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/2023



*s/ Corey E. McCardle*  
Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:18-OP-45646-DAP

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

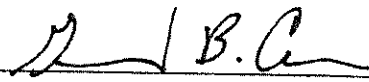
This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. on *(date)* Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023

  
Server's signature

Gerard B. Carr, Process Server

Printed name and title

P.O. Box 15514, Philadelphia, Pennsylvania 19131

Server's address

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of Inyo, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45646
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

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Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

<u>/s/J. Burton LeBlanc, IV</u>
Signature of the attorney or unrepresented party
<u>J. Burton LeBlanc, IV</u>
Printed name
<u>Baron &amp; Budd, P.C.</u>
<u>3102 Oak Lawn Avenue, Suite 1100</u>
<u>Dallas, TX 75219</u>
Address
<u>bleblanc@baronbudd.com</u>
E-mail address
<u>(214) 521-3605</u>
Telephone number

# UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

County of Inyo, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45646
	)	
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

## WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.


I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.  
Printed name of party waiving service of summons

  
Signature of the attorney or unrepresented party

John P. Lavelle, Jr.

Printed name

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

Address

john.lavelle@morganlewis.com

E-mail address

(215) 963-4824

Telephone number

### Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

County of Lassen, California

*Plaintiff(s)*

v.

AmerisourceBergen Drug Corporation, et al.

*Defendant(s)*

Civil Action No. 1:18-op-45609-DAP

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

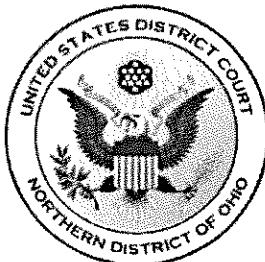
Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/2023



*s/ Corey E. McCardle*  
Signature of Clerk or Deputy Clerk



AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:18-OP-45609-DAP

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

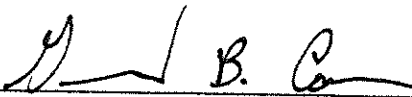
This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. on *(date)* Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023



*Server's signature*

Gerard B. Carr, Process Server

*Printed name and title*

P.O. Box 15514, Philadelphia, Pennsylvania 19131

*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of Lassen, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op45609
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

<u>/s/J. Burton LeBlanc, IV</u>
<i>Signature of the attorney or unrepresented party</i>
<u>J. Burton LeBlanc, IV</u>
<i>Printed name</i>
<u>Baron &amp; Budd, P.C.</u>
<u>3102 Oak Lawn Avenue, Suite 1100</u>
<u>Dallas, TX 75219</u>
<i>Address</i>
<u>bleblanc@baronbudd.com</u>
<i>E-mail address</i>
<u>(214) 521-3605</u>
<i>Telephone number</i>

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

County of Lassen, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op45609
	)	
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.


I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.  
Printed name of party waiving service of summons

  
Signature of the attorney or unrepresented party

John P. Lavelle, Jr.

Printed name

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

Address

john.lavelle@morganlewis.com

E-mail address

(215) 963-4824

Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

County of Madera, California

*Plaintiff(s)*

v.

AmerisourceBergen Drug Corporation, et al.

*Defendant(s)*

Civil Action No. 1:18-op-45647-DAP

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/2023



*s/ Corey E. McCardle*  
Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:18-op-45647

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

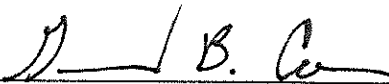
- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. on *(date)* Fri. Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date:

5/04/2023



*Server's signature*

Gerard B. Carr, Process Server

*Printed name and title*

P.O. Box 15514, Philadelphia, Pennsylvania 19131

*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of Madera, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45647
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

<u>/s/J. Burton LeBlanc, IV</u>
<i>Signature of the attorney or unrepresented party</i>
<u>J. Burton LeBlanc, IV</u>
<i>Printed name</i>
<u>Baron &amp; Budd, P.C.</u>
<u>3102 Oak Lawn Avenue, Suite 1100</u>
<u>Dallas, TX 75219</u>
<i>Address</i>
<u>bleblanc@baronbudd.com</u>
<i>E-mail address</i>
<u>(214) 521-3605</u>
<i>Telephone number</i>

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

County of Madera, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45647
	)	
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.  
Printed name of party waiving service of summons

Signature of the attorney or unrepresented party

John P. Lavelle, Jr.

Printed name

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

Address

john.lavelle@morganlewis.com

E-mail address

(215) 963-4824

Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

County of Mariposa, California

*Plaintiff(s)*

v.

AmerisourceBergen Drug Corporation, et al.

*Defendant(s)*

Civil Action No. 1:18-op-45618-DAP

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

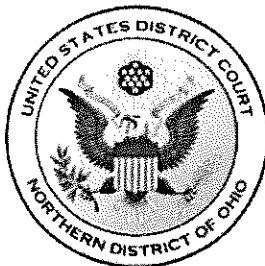
Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/2023



*s/ Corey E. McCardle*  
Signature of Clerk or Deputy Clerk



AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:18-OP-45618-DAP

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

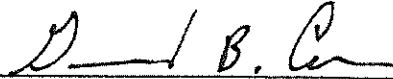
This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. on *(date)* Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023



*Server's signature*

Gerard B. Carr, Process Server

*Printed name and title*

P.O. Box 15514, Philadelphia, Pennsylvania 19131

*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of Mariposa, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45618
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

<u>/s/J. Burton LeBlanc, IV</u>
<i>Signature of the attorney or unrepresented party</i>
<u>J. Burton LeBlanc, IV</u>
<i>Printed name</i>
<u>Baron &amp; Budd, P.C.</u>
<u>3102 Oak Lawn Avenue, Suite 1100</u>
<u>Dallas, TX 75219</u>
<i>Address</i>
<u>bleblanc@baronbudd.com</u>
<i>E-mail address</i>
<u>(214) 521-3605</u>
<i>Telephone number</i>

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

County of Mariposa, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45618
	)	
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.  
Printed name of party waiving service of summons

  
Signature of the attorney or unrepresented party  
John P. Lavelle, Jr.  
Printed name  
Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921  
Address  
john.lavelle@morganlewis.com  
E-mail address  
(215) 963-4824  
Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of Merced, California

*Plaintiff(s)*

v.

AmerisourceBergen Drug Corporation, et al.

*Defendant(s)*

Civil Action No. 1:18-op-45643-DAP

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/2023



*s/ Corey E. McCordle*  
Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:18-OP-45643-DAP

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. on *(date)* Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date:

5/04/2023



*Server's signature*

Gerard B. Carr, Process Server

*Printed name and title*

P.O. Box 15514, Philadelphia, Pennsylvania 19131

*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of Merced, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45643
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

<u>/s/J. Burton LeBlanc, IV</u>
<i>Signature of the attorney or unrepresented party</i>
<u>J. Burton LeBlanc, IV</u>
<i>Printed name</i>
<u>Baron &amp; Budd, P.C.</u>
<u>3102 Oak Lawn Avenue, Suite 1100</u>
<u>Dallas, TX 75219</u>
<i>Address</i>
<u>bleblanc@baronbudd.com</u>
<i>E-mail address</i>
<u>(214) 521-3605</u>
<i>Telephone number</i>

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

County of Merced, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45643
	)	
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

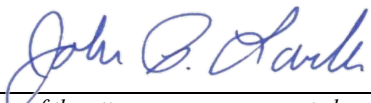
I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.  
Printed name of party waiving service of summons

  
Signature of the attorney or unrepresented party

John P. Lavelle, Jr.

Printed name

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

Address

john.lavelle@morganlewis.com

E-mail address

(215) 963-4824

Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

County of Modoc, California

Plaintiff(s)

v.

AmerisourceBergen Drug Corporation, et al.

Defendant(s)

Civil Action No. 1:18-op-45641-DAP

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

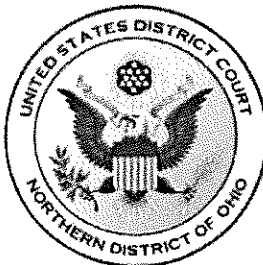
Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/2023



*s/ Corey E. McCordle*  
Signature of Clerk or Deputy Clerk



AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:18-OP-45641-DAP

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. on *(date)* Fri, Apr 21, 2023, 12:07 pm; or


☐ I returned the summons unexecuted because: \_\_\_\_\_; or

☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023

  
\_\_\_\_\_  
*Server's signature*

Gerard B. Carr, Process Server

\_\_\_\_\_  
*Printed name and title*

P.O. Box 15514, Philadelphia, Pennsylvania 19131

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of Modoc, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45641
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

/s/J. Burton LeBlanc, IV  
Signature of the attorney or unrepresented party

J. Burton LeBlanc, IV

Printed name

Baron & Budd, P.C.  
3102 Oak Lawn Avenue, Suite 1100  
Dallas, TX 75219

Address

bleblanc@baronbudd.com

E-mail address

(214) 521-3605

Telephone number

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

County of Modoc, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45641
	)	
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

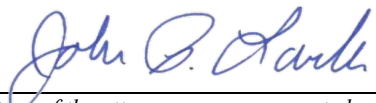
I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.  
Printed name of party waiving service of summons

  
Signature of the attorney or unrepresented party

John P. Lavelle, Jr.

Printed name

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

Address

john.lavelle@morganlewis.com

E-mail address

(215) 963-4824

Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

County of Mono, California

*Plaintiff(s)*

v.

Civil Action No. 1:18-op-45626-DAP

AmerisourceBergen Drug Corporation, et al.

*Defendant(s)*

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/2023



*s/ Corey E. McCardle*  
Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:18-OP-45626-DAP

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

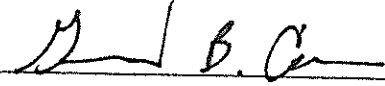
This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. on *(date)* Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023

  
\_\_\_\_\_  
*Server's signature*

Gerard B. Carr, Process Server

\_\_\_\_\_  
*Printed name and title*

P.O. Box 15514, Philadelphia, Pennsylvania 19131  
\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of Mono, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45626
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

<u>/s/J. Burton LeBlanc, IV</u>
Signature of the attorney or unrepresented party
<u>J. Burton LeBlanc, IV</u>
Printed name
<u>Baron &amp; Budd, P.C.</u>
<u>3102 Oak Lawn Avenue, Suite 1100</u>
<u>Dallas, TX 75219</u>
Address
<u>bleblanc@baronbudd.com</u>
E-mail address
<u>(214) 521-3605</u>
Telephone number

# UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

County of Mono, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45626
	)	
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

## WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

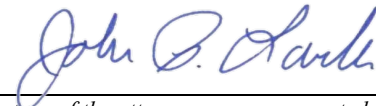
I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.  
Printed name of party waiving service of summons

  
Signature of the attorney or unrepresented party

John P. Lavelle, Jr.

Printed name

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

Address

john.lavelle@morganlewis.com

E-mail address

(215) 963-4824

Telephone number

### Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

County of Monterey, California

*Plaintiff(s)*

v.

AmerisourceBergen Drug Corporation, et al.

*Defendant(s)*

Civil Action No. 1:18-op-45615-DAP

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

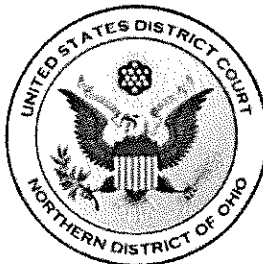
Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/2023



*s/ Corey E. McCardle*  
Signature of Clerk or Deputy Clerk



AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:18-OP-45615-DAP

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*


This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. on *(date)* Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023

  
\_\_\_\_\_  
*Server's signature*

Gerard B. Carr, Process Server

\_\_\_\_\_  
*Printed name and title*

P.O. Box 15514, Philadelphia, Pennsylvania 19131

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of Monterey, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45615
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

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Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

<u>/s/J. Burton LeBlanc, IV</u>
Signature of the attorney or unrepresented party
<u>J. Burton LeBlanc, IV</u>
Printed name
<u>Baron &amp; Budd, P.C.</u>
<u>3102 Oak Lawn Avenue, Suite 1100</u>
<u>Dallas, TX 75219</u>
Address
<u>bleblanc@baronbudd.com</u>
E-mail address
<u>(214) 521-3605</u>
Telephone number

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

County of Monterey, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45615
	)	
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.


I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.  
Printed name of party waiving service of summons

  
Signature of the attorney or unrepresented party

John P. Lavelle, Jr.

Printed name

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

Address

john.lavelle@morganlewis.com

E-mail address

(215) 963-4824

Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

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"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

County of Nevada, California

*Plaintiff(s)*

v.

AmerisourceBergen Drug Corporation, et al.

*Defendant(s)*

Civil Action No. 1:18-op-45628-DAP

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

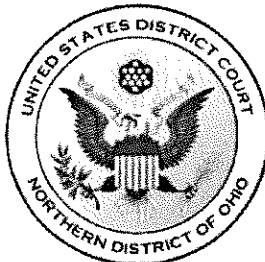
Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/2023



*s/ Corey E. McCardle*  
Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:18-OP-45628-DAP

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* Rite Aid of Maryland was received by me on *(date)* Apr 21, 2023,  
11:27 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland on *(date)* Fri, Apr 21, 2023,  
12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023



*Server's signature*

Gerard B. Carr, Process Server

*Printed name and title*

P.O. Box 15514, Philadelphia, Pennsylvania 19131

*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of Nevada, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45628
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

<u>/s/J. Burton LeBlanc, IV</u>
Signature of the attorney or unrepresented party
<u>J. Burton LeBlanc, IV</u>
Printed name
<u>Baron &amp; Budd, P.C.</u>
<u>3102 Oak Lawn Avenue, Suite 1100</u>
<u>Dallas, TX 75219</u>
Address
<u>bleblanc@baronbudd.com</u>
E-mail address
<u>(214) 521-3605</u>
Telephone number

# UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

County of Nevada, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45628
	)	
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

## WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

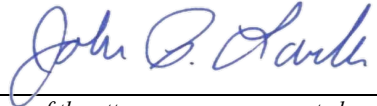
I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.  
Printed name of party waiving service of summons

  
Signature of the attorney or unrepresented party

John P. Lavelle, Jr.

Printed name

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

Address

john.lavelle@morganlewis.com

E-mail address

(215) 963-4824

Telephone number

### Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

County of Placer, California

Plaintiff(s)

v.

AmerisourceBergen Drug Corporation, et al.

Defendant(s)

Civil Action No. 1:18-op-45642-DAP

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/2023



s/ Corey E. McCardle  
Signature of Clerk or Deputy Clerk



AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:18-op-45642

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*


This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. on *(date)* Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023



*Server's signature*

Gerard B. Carr, Process Server

*Printed name and title*

P.O. Box 15514, Philadelphia, Pennsylvania 19131

*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of Placer, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45642
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

<u>/s/J. Burton LeBlanc, IV</u>
Signature of the attorney or unrepresented party
<u>J. Burton LeBlanc, IV</u>
Printed name
<u>Baron &amp; Budd, P.C.</u>
<u>3102 Oak Lawn Avenue, Suite 1100</u>
<u>Dallas, TX 75219</u>
Address
<u>bleblanc@baronbudd.com</u>
E-mail address
<u>(214) 521-3605</u>
Telephone number

# UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

County of Placer, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45642
	)	
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

## WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

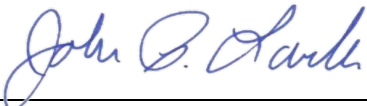
I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.  
Printed name of party waiving service of summons

  
Signature of the attorney or unrepresented party

John P. Lavelle, Jr.

Printed name

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

Address

john.lavelle@morganlewis.com

E-mail address

(215) 963-4824

Telephone number

### Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

County of Plumas, California

*Plaintiff(s)*

v.

AmerisourceBergen Drug Corporation, et al.

*Defendant(s)*

Civil Action No. 1:18-op-45649-DAP

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/2023



*s/ Corey E. McCardle*  
Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:18-OP-45649-DAP

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. on *(date)* Fri. Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023



*Server's signature*

Gerard B. Carr, Gerard B. Carr, Process Server

*Printed name and title*

P.O. Box 15514, Philadelphia, Pennsylvania 19131

*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of Plumas, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45649
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

<u>/s/J. Burton LeBlanc, IV</u>
Signature of the attorney or unrepresented party
<u>J. Burton LeBlanc, IV</u>
Printed name
<u>Baron &amp; Budd, P.C.</u>
<u>3102 Oak Lawn Avenue, Suite 1100</u>
<u>Dallas, TX 75219</u>
Address
<u>bleblanc@baronbudd.com</u>
E-mail address
<u>(214) 521-3605</u>
Telephone number

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

County of Plumas, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45649
	)	
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

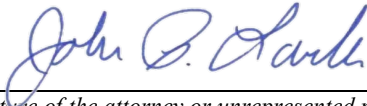
I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.  
Printed name of party waiving service of summons

  
Signature of the attorney or unrepresented party

John P. Lavelle, Jr.

Printed name

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

Address

john.lavelle@morganlewis.com

E-mail address

(215) 963-4824

Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

County of Sacramento, California

*Plaintiff(s)*

v.

AmerisourceBergen Drug Corporation, et al.

*Defendant(s)*

Civil Action No. 1:18-op-45608-DAP

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/2023



*s/ Corey E. McCardle*  
Signature of Clerk or Deputy Clerk



AO 440 (Rev. 05/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:18-OP-45608-DAP

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

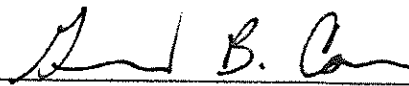
This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. on *(date)* Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023

  
\_\_\_\_\_  
*Server's signature*

Gerard B. Carr, Process Server

\_\_\_\_\_  
*Printed name and title*

P.O. Box 15514 , Philadelphia, Pennsylvania 19131

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of Sacramento, California )

Plaintiff )

v. )

AmerisourceBergen Drug Corporation, et al. )

Defendant )

MDL 1:17-md-02804-DAP

Civil Action No. 1:18-op-45608

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com

(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

/s/J. Burton LeBlanc, IV

*Signature of the attorney or unrepresented party*

J. Burton LeBlanc, IV

*Printed name*

Baron & Budd, P.C.

3102 Oak Lawn Avenue, Suite 1100

Dallas, TX 75219

*Address*

bleblanc@baronbudd.com

*E-mail address*

(214) 521-3605

*Telephone number*

# UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

County of Sacramento, California )

Plaintiff )

v. )

AmerisourceBergen Drug Corporation, et al. )

Defendant )

MDL 1:17-md-02804-DAP

Civil Action No. 1:18-op-45608

## WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

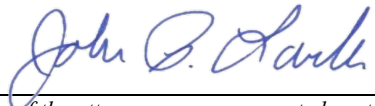
I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.

Printed name of party waiving service of summons

  
Signature of the attorney or unrepresented party

John P. Lavelle, Jr.

Printed name

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

Address

john.lavelle@morganlewis.com

E-mail address

(215) 963-4824

Telephone number

### Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

County of San Diego, California

*Plaintiff(s)*

v.

AmerisourceBergen Drug Corporation, et al.

*Defendant(s)*

Civil Action No. 1:18-op-45613-DAP

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

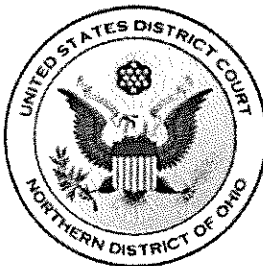
Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/2023



*s/ Corey E. McCardle*  
Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:18-OP-45613-DAP

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

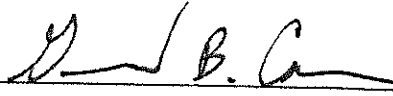
This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. on *(date)* Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023

  
\_\_\_\_\_  
*Server's signature*

Gerard B. Carr, Process Server

\_\_\_\_\_  
*Printed name and title*

P.O. Box 15514, Philadelphia, Pennsylvania 19131

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of San Diego, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45613
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

<u>/s/J. Burton LeBlanc, IV</u>
Signature of the attorney or unrepresented party
<u>J. Burton LeBlanc, IV</u>
Printed name
<u>Baron &amp; Budd, P.C.</u>
<u>3102 Oak Lawn Avenue, Suite 1100</u>
<u>Dallas, TX 75219</u>
Address
<u>bleblanc@baronbudd.com</u>
E-mail address
<u>(214) 521-3605</u>
Telephone number

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

County of San Diego, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45613
	)	
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.


I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.  
Printed name of party waiving service of summons

  
Signature of the attorney or unrepresented party

John P. Lavelle, Jr.

Printed name

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

Address

john.lavelle@morganlewis.com

E-mail address

(215) 963-4824

Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

City of San Jose, California

Plaintiff(s)

v.

AmerisourceBergen Drug Corporation, et al.

Defendant(s)

Civil Action No. 1:19-OP-45768

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/22/2023



s/ Corey E. McCardle  
Signature of Clerk or Deputy Clerk



AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:19-op-45768

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

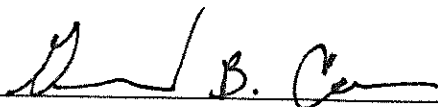
This summons for (name of individual and title, if any) Rite Aid of Maryland, Inc. was received by me on (date) Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at (place) \_\_\_\_\_ on (date) \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with (name) \_\_\_\_\_, a person of suitable age and discretion who resides there, on (date) \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on (name of individual) Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of (name of organization) Rite Aid of Maryland, Inc. on (date) Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023

  
\_\_\_\_\_  
Server's signature

Gerard B. Carr, Process Server

\_\_\_\_\_  
Printed name and title

P.O. Box 15514, Philadelphia, Pennsylvania 19131

\_\_\_\_\_  
Server's address

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

City of San Jose, California	)	
Plaintiff	)	
v.	)	MDL 1:17-md-02804-DAP
AmerisourceBergen Drug Corporation, et al.	)	Civil Action No. 1:19-op-45768
Defendant	)	

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

<u>/s/J. Burton LeBlanc, IV</u>
Signature of the attorney or unrepresented party
<u>J. Burton LeBlanc, IV</u>
Printed name
<u>Baron &amp; Budd, P.C.</u>
<u>3102 Oak Lawn Avenue, Suite 1100</u>
<u>Dallas, TX 75219</u>
Address
<u>bleblanc@baronbudd.com</u>
E-mail address
<u>(214) 521-3605</u>
Telephone number

# UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

City of San Jose, California

*Plaintiff*

v.

AmerisourceBergen Drug Corporation, et al.

*Defendant*

MDL 1:17-md-02804-DAP

Civil Action No. 1:19-op-45768

## WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV

*(Name of the plaintiff's attorney or unrepresented plaintiff)*

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.

*Printed name of party waiving service of summons*

*Signature of the attorney or unrepresented party*

John P. Lavelle, Jr.

*Printed name*

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

*Address*

john.lavelle@morganlewis.com

*E-mail address*

(215) 963-4824

*Telephone number*

### Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of Shasta, California

Plaintiff(s)

v.

AmerisourceBergen Drug Corporation, et al.

Defendant(s)

Civil Action No. 1:18-op-45651-DAP

## SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are: J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/2023



s/ Corey E. McCordle  
Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:18-OP-45651-DAP

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. on *(date)* Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023



*Server's signature*

Gerard B. Carr, Process Server

*Printed name and title*

P.O. Box 15514, Philadelphia, Pennsylvania 19131

*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of Shasta, California	)	
Plaintiff	)	
v.	)	MDL 1:17-md-02804-DAP
AmerisourceBergen Drug Corporation, et al.	)	Civil Action No. 1:18-op-45651
Defendant	)	

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

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If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

<u>/s/J. Burton LeBlanc, IV</u>
Signature of the attorney or unrepresented party
<u>J. Burton LeBlanc, IV</u>
Printed name
<u>Baron &amp; Budd, P.C.</u>
<u>3102 Oak Lawn Avenue, Suite 1100</u>
<u>Dallas, TX 75219</u>
Address
<u>bleblanc@baronbudd.com</u>
E-mail address
<u>(214) 521-3605</u>
Telephone number

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

County of Shasta, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45651
	)	
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

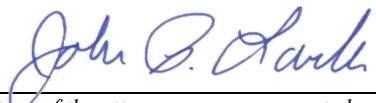
I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.  
Printed name of party waiving service of summons

  
Signature of the attorney or unrepresented party

John P. Lavelle, Jr.

Printed name

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

Address

john.lavelle@morganlewis.com

E-mail address

(215) 963-4824

Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

County of Sutter, California

*Plaintiff(s)*

v.

AmerisourceBergen Drug Corporation, et al.

*Defendant(s)*

Civil Action No. 1:18-op-45640-DAP

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/2023



*s/ Corey E. McCardle*  
Signature of Clerk or Deputy Clerk



AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:18-OP-45640-DAP

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*


This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. on *(date)* Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023

  
\_\_\_\_\_  
*Server's signature*

Gerard B. Carr, Process Server

\_\_\_\_\_  
*Printed name and title*

P.O. Box 15514, Philadelphia, Pennsylvania 19131

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of Sutter, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45640
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

<u>/s/J. Burton LeBlanc, IV</u>
<i>Signature of the attorney or unrepresented party</i>
<u>J. Burton LeBlanc, IV</u>
<i>Printed name</i>
<u>Baron &amp; Budd, P.C.</u>
<u>3102 Oak Lawn Avenue, Suite 1100</u>
<u>Dallas, TX 75219</u>
<i>Address</i>
<u>bleblanc@baronbudd.com</u>
<i>E-mail address</i>
<u>(214) 521-3605</u>
<i>Telephone number</i>

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

County of Sutter, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45640
	)	
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

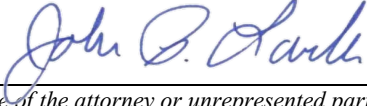
I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.  
Printed name of party waiving service of summons

  
Signature of the attorney or unrepresented party

John P. Lavelle, Jr.

Printed name

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

Address

john.lavelle@morganlewis.com

E-mail address

(215) 963-4824

Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

County of Tehama, California

*Plaintiff(s)*

v.

Civil Action No. 1:18-op-45680-DAP

AmerisourceBergen Drug Corporation, et al.

*Defendant(s)*

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/2023



*s/ Corey E. McCordle*  
Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:18-op-45680

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*


This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. on *(date)* Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023



*Server's signature*

Gerard B. Carr, Process Server

*Printed name and title*

P.O. Box 15514, Philadelphia, Pennsylvania 19131

*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

## UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of Tehama, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45680
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

## NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
 (Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (*give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States*) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

/s/J. Burton LeBlanc, IV

*Signature of the attorney or unrepresented party*

J. Burton LeBlanc, IV

*Printed name*

Baron & Budd, P.C.

3102 Oak Lawn Avenue, Suite 1100

Dallas, TX 75219

*Address*

bleblanc@baronbudd.com

*E-mail address*

(214) 521-3605

*Telephone number*

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

County of Tehama, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45680
	)	
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.  
Printed name of party waiving service of summons

Signature of the attorney or unrepresented party

John P. Lavelle, Jr.

Printed name

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

Address

john.lavelle@morganlewis.com

E-mail address

(215) 963-4824

Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

County of Trinity, California

*Plaintiff(s)*

v.

Civil Action No. 1:18-op-45650-DAP

AmerisourceBergen Drug Corporation, et al.

*Defendant(s)*

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/2023



*s/ Corey E. McCardle*  
Signature of Clerk or Deputy Clerk



AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:18-op-45650

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

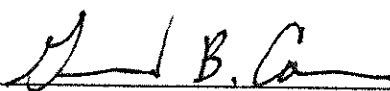
This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. on *(date)* Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023



*Server's signature*

Gerard B. Carr, Process Server

*Printed name and title*

P.O. Box 15514 , Philadelphia, Pennsylvania 19131

*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

## UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of Trinity, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45650
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

## NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
 (Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

/s/J. Burton LeBlanc, IV

*Signature of the attorney or unrepresented party*

J. Burton LeBlanc, IV

*Printed name*

Baron & Budd, P.C.

3102 Oak Lawn Avenue, Suite 1100

Dallas, TX 75219

*Address*

bleblanc@baronbudd.com

*E-mail address*

(214) 521-3605

*Telephone number*

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

County of Trinity, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45650
	)	
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.  
Printed name of party waiving service of summons

Signature of the attorney or unrepresented party

John P. Lavelle, Jr.

Printed name

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

Address

john.lavelle@morganlewis.com

E-mail address

(215) 963-4824

Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

County of Tuolumne, California

Plaintiff(s)

v.

Civil Action No. 1:18-op-45619-DAP

AmerisourceBergen Drug Corporation, et al.

Defendant(s)

## SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

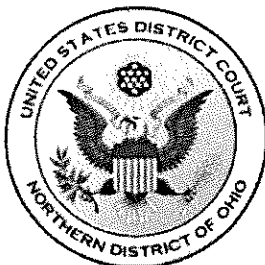
Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/2023



s/ Corey E. McCardle  
Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:18-op45619

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. on *(date)* Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023



*Server's signature*

Gerard B. Carr, Process Server

*Printed name and title*

P.O. Box 15514, Philadelphia, Pennsylvania 19131

*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

## UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of Tuolumne, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45619
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

## NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
 (Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

/s/J. Burton LeBlanc, IV

*Signature of the attorney or unrepresented party*

J. Burton LeBlanc, IV

*Printed name*

Baron & Budd, P.C.

3102 Oak Lawn Avenue, Suite 1100

Dallas, TX 75219

*Address*

bleblanc@baronbudd.com

*E-mail address*

(214) 521-3605

*Telephone number*

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

County of Tuolumne, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45619
	)	
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.  
Printed name of party waiving service of summons

Signature of the attorney or unrepresented party

John P. Lavelle, Jr.

Printed name

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

Address

john.lavelle@morganlewis.com

E-mail address

(215) 963-4824

Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

County of Yolo, California

Plaintiff(s)

v.

AmerisourceBergen Drug Corporation, et al.

Defendant(s)

Civil Action No. 1:19-op-45351

## SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

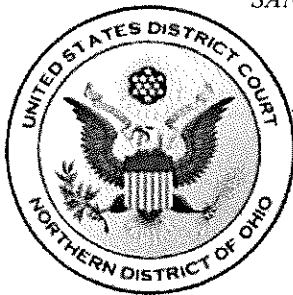
Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/27/2023



*s/ Corey E. McCardle*  
Signature of Clerk or Deputy Clerk



AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:19-op-45351

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. on *(date)* Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023



*Server's signature*

Gerard B. Carr, Process Server

*Printed name and title*

P.O. Box 15514, Philadelphia, Pennsylvania 19131

*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

## UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of Yolo, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:19-op-45351
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

## NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
 (Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

/s/J. Burton LeBlanc, IV

*Signature of the attorney or unrepresented party*

J. Burton LeBlanc, IV

*Printed name*

Baron & Budd, P.C.

3102 Oak Lawn Avenue, Suite 1100

Dallas, TX 75219

*Address*

bleblanc@baronbudd.com

*E-mail address*

(214) 521-3605

*Telephone number*

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

County of Yolo, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:19-op-45351
	)	
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

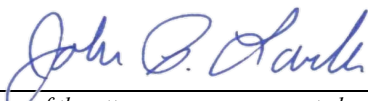
I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.  
Printed name of party waiving service of summons

  
Signature of the attorney or unrepresented party

John P. Lavelle, Jr.

Printed name

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

Address

john.lavelle@morganlewis.com

E-mail address

(215) 963-4824

Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

County of Yuba, California

*Plaintiff(s)*

v.

Civil Action No. 1:18-op-45648-DAP

AmerisourceBergen Drug Corporation, et al.

*Defendant(s)*

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

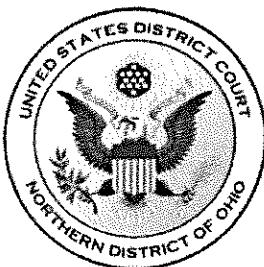
Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/2023



*s/ Corey E. McCardle*  
Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:18-op-45648

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. on *(date)* Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date:

5/04/2023



*Server's signature*

Gerard B. Carr, Process Server

*Printed name and title*

P.O. Box 15514, Philadelphia, Pennsylvania 19131

*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

## UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

County of Yuba, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45648
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

## NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
 (Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

/s/J. Burton LeBlanc, IV

*Signature of the attorney or unrepresented party*

J. Burton LeBlanc, IV

*Printed name*

Baron & Budd, P.C.

3102 Oak Lawn Avenue, Suite 1100

Dallas, TX 75219

*Address*

bleblanc@baronbudd.com

*E-mail address*

(214) 521-3605

*Telephone number*

# UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

County of Yuba, California	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:18-op-45648
	)	
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

## WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

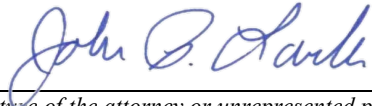
I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.  
Printed name of party waiving service of summons

  
Signature of the attorney or unrepresented party

John P. Lavelle, Jr.

Printed name

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

Address

john.lavelle@morganlewis.com

E-mail address

(215) 963-4824

Telephone number

### Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

City of Nanticoke, Pennsylvania

*Plaintiff(s)*

v.

Purdue Pharma, LP., et al.

*Defendant(s)*

Civil Action No. 1:19-op-45081-DAP

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

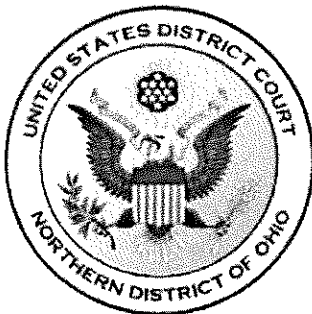
Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/21/2023



*s/ Corey E. McCardle*  
Signature of Clerk or Deputy Clerk



AO 440 (Rev. 10-12) Summons in a Civil Action (Page 2)

Civil Action No. 1:19-op-45081

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. on *(date)* Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023



*Server's signature*

Gerard B. Carr, Process Server

*Printed name and title*

P.O. Box 15514, Philadelphia, Pennsylvania 19131

*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

City of Nanticoke, Pennsylvania

*Plaintiff*

v.

Purdue Pharma, LP., et al.

*Defendant*

MDL 1:17-md-02804-DAP

Civil Action No. 1:19-op-45081

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com

*(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)*

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days *(give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States)* from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

/s/J. Burton LeBlanc, IV

*Signature of the attorney or unrepresented party*

J. Burton LeBlanc, IV

*Printed name*

Baron & Budd, P.C.

3102 Oak Lawn Avenue, Suite 1100

Dallas, TX 75219

*Address*

bleblanc@baronbudd.com

*E-mail address*

(214) 521-3605

*Telephone number*

# UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

City of Nanticoke, Pennsylvania

*Plaintiff*

v.

Purdue Pharma, LP., et al.

*Defendant*

MDL 1:17-md-02804-DAP

Civil Action No. 1:19-op-45081

## WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV

*(Name of the plaintiff's attorney or unrepresented plaintiff)*

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.

*Printed name of party waiving service of summons*

*Signature of the attorney or unrepresented party*

John P. Lavelle, Jr.

*Printed name*

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

*Address*

john.lavelle@morganlewis.com

*E-mail address*

(215) 963-4824

*Telephone number*

### Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

Town of Portsmouth, Rhode Island

*Plaintiff(s)*

v.

Amerisourcebergen Drug Corporation et al

*Defendant(s)*

Civil Action No. 1:19-op-45554-DAP

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Rite Aid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/27/23

/s/Robert Pitts

Signature of Clerk or Deputy Clerk



AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:19-op-45554

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for (name of individual and title, if any) Rite Aid of Maryland, Inc. was received by me on (date) Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at (place) \_\_\_\_\_ on (date) \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with (name) \_\_\_\_\_, a person of suitable age and discretion who resides there, on (date) \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on (name of individual) Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of (name of organization) Rite Aid of Maryland, Inc. on (date) Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023



Server's signature

Gerard B. Carr, Process Server

Printed name and title

P.O. Box 15514, Philadelphia, Pennsylvania, 19131

Server's address

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 27, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

## UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

_____	)	
Town of Portsmouth, Rhode Island	)	
Plaintiff	)	MDL 1:17-md-02804-DAP
v.	)	Civil Action No. 1:19-op-45554
AmerisourceBergen Drug Corporation, et al.	)	
Defendant	)	

## NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
 (Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

/s/J. Burton LeBlanc, IV

*Signature of the attorney or unrepresented party*

J. Burton LeBlanc, IV

*Printed name*

Baron & Budd, P.C.

3102 Oak Lawn Avenue, Suite 1100

Dallas, TX 75219

*Address*

bleblanc@baronbudd.com

*E-mail address*

(214) 521-3605

*Telephone number*

## UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

Town of Portsmouth, Rhode Island	)	
<i>Plaintiff</i>	)	
v.	)	MDL 1:17-md-02804-DAP
	)	Civil Action No. 1:19-op-45554
AmerisourceBergen Drug Corporation, et al.	)	
<i>Defendant</i>		

## WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

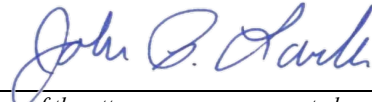
I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.  
Printed name of party waiving service of summons

  
Signature of the attorney or unrepresented party

John P. Lavelle, Jr.

Printed name

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

Address

john.lavelle@morganlewis.com

E-mail address

(215) 963-4824

Telephone number

## Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

Aroostook Band of Micmacs

*Plaintiff(s)*

v.

AmerisourceBergen Drug Corporation, et al.

*Defendant(s)*

Civil Action No. 1:19-op-45349-DAP

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Rite-Aid of Maryland, Inc. d/b/a Rite Aid Mid-Atlantic Customer Support Center, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

*SANDY OPACICH, CLERK OF COURT*

Date: 3/21/23

/s/Robert Pitts

*Signature of Clerk or Deputy Clerk*





AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:19-op-45349

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

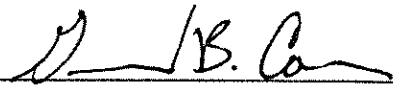
This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. d/b/a Rite Aid Mid Atlantic Customer Support Center, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. d/b/a Rite Aid Mid Atlantic Customer Support Center, Inc. on *(date)* Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023

  
\_\_\_\_\_  
*Server's signature*

Gerard B. Carr, Process Server

\_\_\_\_\_  
*Printed name and title*

P.O. Box 15514, Philadelphia, Pennsylvania 19131  
\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 21, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

Aroostook Band of Micmacs

*Plaintiff*

v.

AmerisourceBergen Drug Corporation, et al.

*Defendant*

MDL 1:17-md-02804-DAP

Civil Action No. 1:19-op-45349

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com

*(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)*

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (*give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States*) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

/s/J. Burton LeBlanc, IV

*Signature of the attorney or unrepresented party*

J. Burton LeBlanc, IV

*Printed name*

Baron & Budd, P.C.

3102 Oak Lawn Avenue, Suite 1100

Dallas, TX 75219

*Address*

bleblanc@baronbudd.com

*E-mail address*

(214) 521-3605

*Telephone number*

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

Aroostook Band of Micmacs

*Plaintiff*

v.

AmerisourceBergen Drug Corporation, et al.

*Defendant*

MDL 1:17-md-02804-DAP

Civil Action No. 1:19-op-45349

WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV  
*(Name of the plaintiff's attorney or unrepresented plaintiff)*

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.


I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.

*Printed name of party waiving service of summons*

  
*Signature of the attorney or unrepresented party*

John P. Lavelle, Jr.

*Printed name*

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

*Address*

john.lavelle@morganlewis.com

*E-mail address*

(215) 963-4824

*Telephone number*

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

## UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

Aroostook Band of Micmacs

*Plaintiff*

v.

AmerisourceBergen Drug Corporation, et al.

*Defendant*

MDL 1:17-md-02804-DAP

Civil Action No. 1:19-op-45349

## NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com*(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)***Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (*give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States*) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023/s/J. Burton LeBlanc, IV*Signature of the attorney or unrepresented party*J. Burton LeBlanc, IV*Printed name*

Baron &amp; Budd, P.C.

3102 Oak Lawn Avenue, Suite 1100

Dallas, TX 75219

*Address*bleblanc@baronbudd.com*E-mail address*(214) 521-3605*Telephone number*

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

Aroostook Band of Micmacs

*Plaintiff*

v.

AmerisourceBergen Drug Corporation, et al.

*Defendant*

MDL 1:17-md-02804-DAP

Civil Action No. 1:19-op-45349

WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV

*(Name of the plaintiff's attorney or unrepresented plaintiff)*

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

5/12/2023

Date: \_\_\_\_\_

Rite-Aid of Maryland, Inc.

*Printed name of party waiving service of summons*

*Signature of the attorney or unrepresented party*

John P. Lavelle, Jr.

*Printed name*

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

*Address*

john.lavelle@morganlewis.com

*E-mail address*

(215) 963-4824

*Telephone number*

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

Shoshone-Bannock Tribes

*Plaintiff(s)*

v.

Purdue Pharma, LP., et al.

*Defendant(s)*

Civil Action No. 1:19-op-45373-DAP

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* RiteAid of Maryland, Inc.  
1200 Intrepid Avenue, 2nd Floor  
Philadelphia, PA 19112

A lawsuit has been filed against you.

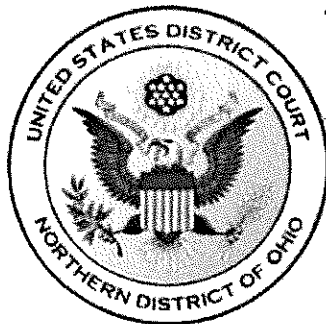
Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

J. Burton LeBlanc, IV  
Baron & Budd, P.C.  
3102 Oak Lawn Ave., Suite 1100  
Dallas, TX 75219  
Email: bleblanc@baronbudd.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

SANDY OPACICH, CLERK OF COURT

Date: 3/22/2023



*s/ Corey E. McCardle*  
Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:19-op-45373-DAP

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* Rite Aid of Maryland, Inc. was received by me on *(date)* Apr 21, 2023, 11:27 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Tierney Walker, General Manger Rite-Aid, who is designated by law to accept service of process on behalf of *(name of organization)* Rite Aid of Maryland, Inc. on *(date)* Fri, Apr 21, 2023, 12:07 pm; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 5/04/2023



*Server's signature*

Gerard B. Carr, Process Server

*Printed name and title*

P.O. Box 15514, Philadelphia, Pennsylvania 19131

*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Apr 27, 2023, 12:07 pm EDT at 1200 Intrepid Ave 2nd Floor, Philadelphia, PA 19112 received by Tierney Walker, General Manger Rite-Aid.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

Shoshone-Bannock Tribes	)	
Plaintiff	)	
v.	)	MDL 1:17-md-02804-DAP
Purdue Pharma, LP., et al.	)	Civil Action No. 1:19-op-45373
Defendant	)	

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Rite-Aid of Maryland, Inc. c/o John P. Lavelle, Jr. at RiteAid-OpioidLitigation@morganlewis.com  
(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

**Why are you getting this?**

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

**What happens next?**

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 4/19/2023

<u>/s/J. Burton LeBlanc, IV</u>
Signature of the attorney or unrepresented party
<u>J. Burton LeBlanc, IV</u>
Printed name
<u>Baron &amp; Budd, P.C.</u>
<u>3102 Oak Lawn Avenue, Suite 1100</u>
<u>Dallas, TX 75219</u>
Address
<u>bleblanc@baronbudd.com</u>
E-mail address
<u>(214) 521-3605</u>
Telephone number



UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio  
In re: National Prescription Opiate Litigation

Shoshone-Bannock Tribes

*Plaintiff*

v.

Purdue Pharma, LP., et al.

*Defendant*

MDL 1:17-md-02804-DAP

Civil Action No. 1:19-op-45373

WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV

*(Name of the plaintiff's attorney or unrepresented plaintiff)*

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/12/2023

Rite-Aid of Maryland, Inc.

*Printed name of party waiving service of summons*

*Signature of the attorney or unrepresented party*

John P. Lavelle, Jr.

*Printed name*

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921

*Address*

john.lavelle@morganlewis.com

*E-mail address*

(215) 963-4824

*Telephone number*

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.